

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Interim orders dated 29.08.2008 of Hon'ble A.P.Administrative Tribunal, Hyderabad in O.A.No.7181 of 2008 - Petition of Sri V.Appala Raju, Head Constable 257, Vizianagaram, against the penalty of "Postponement of Increment for two years with effect on future increments and pension" – Modified - Orders - Issued.

HOME (SERVICES – II) DEPARTMENT

G.O.Ms.No. 294

Dated 18.11.2008

Read the following:

- 1) Interim orders dated 29.08.2008 of Hon'ble A.P.Administrative Tribunal, Hyderabad in O.A.No.7181 of 2008 filed by Sri V.Appala Raju, Head Constable 257, Vizianagaram.
- 2) Govt. Memo.No.27971/Ser.II/A2/2008-1, Home, dated 11.9.2008.
- 3) From the Director General of Police, Andhra Pradesh, Hyderabad, letter Rc.No.828/F2/2008, dated 20.10.2008.

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ORDER:

In the reference 1st read above, Hon'ble A.P.Administrative Tribunal, Hyderabad, has passed interim orders dated 29.8.2008 in O.A.No.7181 of 2008 filed by Sri V.Appala Raju, Head Constable 257, Vizianagaram, directing the Government to take necessary action over the Review application of the applicant.

2. Sri V.Appalaraju, Head Constable 257, Vizianagaram District, in his review petition has requested to consider his petition under Rule 41 of APCS (CCA) Rules 1991 and to set aside the punishment of "PPI for two years with effect on future increments and pension" and to treat the out of employment period as on duty.

3. In the reference 3rd read above, the Director General of Police, Andhra Pradesh, Hyderabad, has forwarded the report of the Superintendent of Police, Vizianagaram District.

4. The Superintendent of Police, Vizianagaram District, in his letter dated 18.10.2008 has informed that Head Constable 257 V.Appala Raju of Police Control Room, Vizianagaram, was awarded with the punishment of "Removal from Service" vide proceedings dated 18.3.1989 for the delinquency of "exhibited reprehensible conduct and high handed bahaviour in extorting Rs.95/- from Sri Choppa Appalanaidu and Sri Rongali Suryanarayana, residents of Kothapeta village of Devarapalli Mandal, Visakhapatnam District, when they visited Viziangaram on 28.3.1998 and he was involved in a criminal case vide Cr.No.43/88 u/s 384 IPC of Viziangaram, II Town Police Station".

5. The Superintendent of Police, Vizianagaram District, has further stated that the appeal petition of Sri V.Appala Raju, Head Constable 257, was rejected by the Deputy Inspector General of Police, Visakhapatnam Range, vide proceedings dated 22.8.1989. Thereafter, he preferred a revision petition, and the Inspector General of Police (Admn.), Andhra Pradesh, Hyderabad, has modified the punishment to that of "PPI for two years with cumulative effect on future increments and pension" and reinstated him into service and the period spent under suspension and out of employment by him was treated as 'Not on Duty', vide proceedings dated 10.5.1994. Aggrieved by the above orders, he preferred a petition to the Government and the Government have rejected the same vide Memo.No.73920/PolB2/95/1, Home (Police.B) Dept., dated 22.1.1997.

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6. Government, after careful re-examination of the entire matter keeping in view the interim orders of the Hon'ble A.P.Administrative Tribunal, hereby modify the penalty of "Postponement of Increment for two years with cumulative effect on future increments and pension, treating the period of suspension and out of employment as not on duty" to that of "Postponement of Increment for one year with cumulative effect on future increments and pension" and treating the period of suspension and out of employment as not on duty" .

7. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary follow up action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, Andhra Pradesh, Hyderabad.

Copy to:

The Individual concerned (through Director General of Police,
Andhra Pradesh, Hyderabad).

The Government Pleader for Home(S), A.P.Administrative Tribunal,
Hyderabad.

The P.S. to Principal Secretary. Home Department.

SC/SF

// FORWARDED : : BY ORDER //

SECTION OFFICER